WP(C) 5071/2004
BEFORE
THE HON'BLE MR JUSTICE B K SHARMA

Heard Mr. B. Chokraborty, learned counsel for the petitioner as well as Ms. R. Chokraborty, learned State counsel for the respondents.

The father of the petitioner was an employee of the particular Gaon Panchayat while he expired on 31.01.93. His service was provincialised w.e.f. 16.11.91. Placing reliance on the documents annexed to the writ petition, more particularly the provision of the rules of provincialisation, the petitioner has claimed the pensionary and other retirement benefit of the service rendered by his father.

Ms. R. Chokraborty, learned State counsel has produced the copy of the letter dated 26.02.07 addressed to her by the Govt. of Assam in the Panchayat and Rural Development (A) Department under the signature of the Deputy Secretary. She submits that some other writ petitions have been disposed of by this Court providing consideration of the cases of similarly situated employees. In the letter addressed to her there is reference of one such writ petition, i.e. W.P.(C) No. 764/04 (Md. Fazly Rabbi vs. State of Assam and others). In the letter the State counsel has been requested to obtain some more time as the matter is under process in various departments of the Govt.

In view of the above, I dispose of the writ petition providing that similar consideration shall be given to the case of the petitioner as in the other cases. The petitioner may obtain the certified copy of this order and furnish the same before the respondents for consideration of his case along with other similarly situated cases.

Writ petition stands disposed of.